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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/623,140	08/28/2000	Masaaki Nakamura	Q 59949	9670

7590 07/23/2002

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2100 Pennsylvania Avenue N W  
Washington, DC 20037-3202

EXAMINER

MICHL, PAUL R

ART UNIT	PAPER NUMBER
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1714

DATE MAILED: 07/23/2002

9

Please find below and/or attached an Office communication concerning this application or proceeding.

AS-9

**Office Action Summary**

Application No.

Applicant(s)

Examiner

Group Art Unit

**—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—****Period for Reply**A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE THREE MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

**Status**

- ☒ Responsive to communication(s) filed on 12/26/01
- ☒ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

**Disposition of Claims**

- ☒ Claim(s) 1-47 is/are pending in the application.
- Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- ☒ Claim(s) 1-47 is/are rejected.
- ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- ☐ Claim(s) \_\_\_\_\_ are subject to restriction or election requirement.

**Application Papers**

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on \_\_\_\_\_ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. § 119 (a)-(d)**

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some\* ☐ None of the CERTIFIED copies of the priority documents have been received.
- ☐ received in Application No. (Series Code/Serial Number) \_\_\_\_\_
- ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

\*Certified copies not received: \_\_\_\_\_

**Attachment(s)**

- ☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). \_\_\_\_\_
- ☐ Notice of Reference(s) Cited, PTO-892
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Interview Summary, PTO-413
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Other \_\_\_\_\_

**Office Action Summary**

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Claims ~~1-45~~<sup>1-47</sup> are rejected under 35 U.S.C. § 103(a) as being unpatentable over Sawamoto or Isono.

Claims 1-47 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Arnold in view of either Isono or Sawamoto. The Examiner's position remains as stated in the June 22, 2001 Office action. Applicants' arguments have been considered but are not persuasive. Applicants argue that these references do not teach or suggest a composition having polymer A, polymer B, and compound C. This argument is not persuasive. These references do disclose polymers which qualify as polymer A, polymers which qualify as polymer B, and compounds which qualify as compound C as pointed out in detail in the June 22 Office action. Applicants' argument that Isono is concerned with lithographic printing material has been considered but is not persuasive. A lithographic printing material composition which comprises the required polymer A, polymer B, and compound C is within the scope of applicants' claims. The argument that Isono does not teach adhering rubber and fiber is not persuasive. There is no corresponding limitation in claim 1 concerning adhering rubber and fiber. The composition of claim 1 could be useful for any prior art purpose such as the utilities shown by Arnold, Sawamoto, and Isono including use as a lithographic printing material.

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**THIS ACTION IS MADE FINAL.** Applicants are reminded of the extension of time policy as set forth in 37 C.F.R. § 1.136(a). The practice of automatically extending the shortened statutory period an additional month upon the filing of a timely first response to a final rejection has been discontinued by the Office. See 1021 TMOG 35.

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO THIS FINAL ACTION IS SET TO EXPIRE THREE MONTHS FROM THE DATE OF THIS ACTION. IN THE EVENT A FIRST RESPONSE IS FILED WITHIN TWO MONTHS OF THE MAILING DATE OF THIS FINAL ACTION AND THE ADVISORY ACTION IS NOT MAILED UNTIL AFTER THE END OF THE THREE-MONTH SHORTENED STATUTORY PERIOD, THEN THE SHORTENED STATUTORY PERIOD WILL EXPIRE ON THE DATE THE ADVISORY ACTION IS MAILED, AND ANY EXTENSION FEE PURSUANT TO 37 C.F.R. § 1.136(a) WILL BE CALCULATED FROM THE MAILING DATE OF THE ADVISORY ACTION. IN NO EVENT WILL THE STATUTORY PERIOD FOR RESPONSE EXPIRE LATER THAN SIX MONTHS FROM THE DATE OF THIS FINAL ACTION.

The Examiner's Supervisor is Vasu Jagannathan, phone number (703) 306-2777.

PRMichl:cdc

July 15, 2002

  
**PAUL R. MICHL**  
**PATENT EXAMINER**  
**ART UNIT 156**